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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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00/078,400	01/10/98	BOUCE	10008
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PM09/0414

EXAMINER

DASINGER, S

ART UNIT	PAPER NUMBER
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3617

DATE MAILED: 04/14/00

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Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Office Action Summary

Application No.
09/372,401

Applicant(s)
Bouge et al

Examiner
Sherman Basinger

Group Art Unit
3617



☐ Responsive to communication(s) filed on _____

☐ This action is **FINAL**.

☐ Since this application is in condition for allowance except for formal matters, **prosecution as to the merits is closed** in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 3 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

☒ Claim(s) 1-12 is/are pending in the application.

Of the above, claim(s) _____ is/are withdrawn from consideration.

☒ Claim(s) 1, 3, 5-7, 9, 11, and 12 is/are allowed.

☒ Claim(s) 2, 4, 8, and 10 is/are rejected.

☐ Claim(s) _____ is/are objected to.

☐ Claims _____ are subject to restriction or election requirement.

Application Papers

☒ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ The drawing(s) filed on _____ is/are objected to by the Examiner.

☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.

☐ The specification is objected to by the Examiner.

☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been
☐ received.

☐ received in Application No. (Series Code/Serial Number) _____

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

☒ Notice of References Cited, PTO-892

☒ Information Disclosure Statement(s), PTO-1449, Paper No(s). 2

☐ Interview Summary, PTO-413

☒ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---

Art Unit: 3612

DETAILED ACTION

Specification

1. On page 6, line 6 "int he" should be corrected to -in the-.

Claim Objections

2. Claim 1 is objected to because of the following informalities: in line 1 -a- should be inserted before "motor"; in line 7 -a- should be inserted before "closed" and in line 8 -is- should be inserted before "opened". Appropriate correction is required.

Claim Rejections - 35 USC § 112

3. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

4. Claims 2, 4, 8 and 10 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

In claims 2 and 8 "said first and second connector" have no clear antecedents.

In claims 4 and 10 "said first and second connector element means" has no clear antecedent.

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Allowable Subject Matter

5. Claims 1, 3, 5-7, 9, 11 and 12 are allowed.
6. Claims 2, 4, 8 and 10 would be allowable if rewritten or amended to overcome the rejection(s) under 35 U.S.C. 112, 2nd paragraph, set forth in this Office action.

Conclusion

7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Slauson is cited to show the safety device. Hamp is cited to show the limit switches.
8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sherman Basinger whose telephone number is (703) 308-1139. The examiner can normally be reached Monday through Friday from 6:15 A.M. Eastern Time to 02:15 P.M. Eastern Time.
9. If the examiner is unavailable for a telephone conference, a message can be recorded with "voicemail", and a return call will be forthcoming.
10. The fax phone numbers for this Group are: (703) 305-3597; (703) 305-7687; and (703) 306-4195.
11. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center receptionist whose telephone number is (703) 308-1113.

Application/Control Number: 09/372401

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Sherman Basinger $\frac{4}{12}$
Sherman Basinger $\frac{00}{00}$

Primary Examiner, Art Unit 3617

April 12, 2000